

certain actions and also may ultimately lead to the private sector being required to perform certain duties. To the extent that the rules and commitments being approved by this action will impose or lead to the imposition of any mandate upon the State, local or tribal governments either as the owner or operator of a source or as a regulator, or would impose or lead to the imposition of any mandate upon the private sector, EPA's action will impose no new requirements; such sources are already subject to these requirements under State law. Accordingly, no additional costs to State, local, or tribal governments, or to the private sector, result from this action. The USEPA has also determined that this action does not include a mandate that may result in estimated costs or \$100 million or more to State, local, or tribal governments in the aggregate or to the private sector.

Under Section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by July 31, 1995. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See Section 307(b)(2).)

List of Subjects in 40 CFR Part 52

Air pollution control, Carbon monoxide, Hydrocarbons, Ozone, Reporting and recordkeeping requirements, Volatile organic compounds.

Authority: 42 U.S.C. 7401-7671(q).

Dated: May 17, 1995.

Michelle Jordan,

Acting Regional Administrator.

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GENERAL SERVICES ADMINISTRATION

41 CFR Part 201-9

RIN 3090-AF72

Amendment To Revise FIRM Provisions Regarding the Standard and Optional Forms Management Program

AGENCY: Information Technology Service, GSA.

ACTION: Notice of proposed rulemaking.

SUMMARY: GSA proposes to amend the Federal Information Resources Management Regulation (FIRM) to simplify and clarify procedures related to the Standard and Optional Forms Management Program. Current procedures for this Program result in delays in the processing of forms requests, especially requests for exceptions to the use of Standard forms. This rule will streamline these processes and allow agencies to deal directly with the responsible parties regarding the issuance and printing of these forms. The specific changes in this rule include allowing agencies to obtain approval for an exception to the use of Standard forms directly from the promulgating agencies; and giving the promulgating agencies full responsibility for: certifying their proposed forms comply with applicable laws and regulations, announcing the availability of new or revised Standard forms and providing GSA with an accurate camera ready copy of the forms.

DATES: Comments must be received by July 31, 1995.

ADDRESSES: Comments may be mailed to GSA/KAR, 18th and F Streets, NW., Room 3224, Washington, DC 20405, Attn: R. Stewart Randall, or delivered to that address between 8:00 a.m. and 4:30 p.m.

FOR FURTHER INFORMATION CONTACT: R. Stewart Randall, Jr., GSA, Office of Information Resources Management Policy, Regulations Analysis Division (KAR), 18th and F Streets, NW., Room 3224, Washington, DC 20405, telephone FTS/Commercial (202) 501-4469 (v) or (202) 501-4469 (tdd).

SUPPLEMENTARY INFORMATION: (1) Part 201-9.202 is being amended to delegated additional authority and responsibility to agencies regarding the granting of exceptions to Standard Forms. Currently, the FIRM requires Federal agencies to submit a request for an exception to a Standard Form directly to GSA. GSA then reviews the exception request for conformance to good forms management practices. However, GSA also forwards the exception request directly to the promulgating agency for the agency's recommendation for approval or disapproval of the exception request. Since GSA and the promulgating agency typically agree on the disposition of an exception request, GSA believes it would be more efficient to give promulgating agencies full authority for the exception request process. Accordingly, the requirement in section

201-9.202-1 paragraph (b)(2) for Federal agencies to obtain approval from GSA for exceptions to Standard forms will be removed from the FIRM. Instead, agencies will send their exception requests directly to the agency promulgating the Standard Form.

(2) Agencies typically request to establish standard forms because of a statutory or programmatic requirement. In the past, GSA conducted research to verify a requested form was consistent with the agency's authority and would meet the agency's requirements. GSA now plans to accept agencies' certification that their new or revised forms requirements are legally required and technically adequate. This change will eliminate GSA duplicating work already performed by the agency. Agencies will also be required to announce the availability of their new revised forms in the **Federal Register** and provide GSA an accurate camera ready copy of the new revised form. GSA will no longer verify the accuracy of the camera ready copy. Agencies are being given full authority and responsibility to ensure the accuracy of their copies; just as they are with other aspects of establishing new or revised forms. These changes will be reflected in § 201-9.202-1 paragraphs (b)(4) and (b)(6). GSA will continue to publish a list of all Standard and Optional forms in its Inventory of Standard and Optional Forms and facsimiles of all forms in its Standard and Optional Forms Facsimile Handbook.

(3) Several format and editorial changes are also being made to § 201-9.202-1 to reflect the new operating environment of the forms program. FIRM Bulletin B-3 is being revised to reflect the above changes.

(4) GSA has determined that this rule is not a significant rule for the purposes of Executive Order 12866 of September 30, 1993, because it is not likely to result in any of the impacts noted in Executive Order 12866, affect the rights of specified individuals, or raise issues arising from the policies of the Administration. GSA has based all administrative decisions underlying this rule on adequate information concerning the need for and consequences of this rule; has determined that the potential benefits to society from this rule outweigh the potential costs; has maximized the net benefits; and has chosen the alternative approach involving the least net cost to society.

List of Subjects in 41 CFR Part 201-9

Archives and records, Computer technology, Telecommunications,

Government procurement, Property management, Records management, and Federal information processing resources activities.

For the reasons set forth in the preamble, GSA proposes to amend 41 CFR Part 201-9 as follows:

PART 201-9—CREATION, MAINTENANCE, AND USE OF RECORDS

1. The authority citation for Part 201-9 continues to read as follows:

Authority: 40 U.S.C. 486(c) and 751(f).

2. Section 201-9.202-1 is revised to read as follows:

§ 201-9.202-1 Standard and Optional Forms Management Program.

(a) *General.* (1) The Standard and Optional Forms Management Program was established to achieve Governmentwide economies and efficiencies through development, maintenance and use of common forms.

(2) FIRMIR Bulletin B-3 contains additional guidance on the Standard and Optional Forms Management Program.

(b) *Procedures.* Each Federal agency shall—

(1) Designate an agency-level Standard and Optional Forms Liaison Representative and Alternate, and notify GSA in writing of such designees' names, titles, mailing addresses, and telephone numbers within 30 days of the designation or redesignation at the address in paragraph (b)(4) of this section;

(2) Promulgate Governmentwide Standard Forms pursuant to the agency's statutory or regulatory authority and issue in the Federal Register Governmentwide procedures on the mandatory use, revision, or cancellation of these forms;

(3) Sponsor Governmentwide Optional Forms when needed in two or more agencies and announce the Governmentwide availability, revision or cancellation of these forms;

(4) Obtain GSA approval for each new, revised or canceled Standard and Optional Form, 60 days prior to planned implementation, and certify that the forms comply with all applicable laws and regulations. Send approval requests to: General Services Administration, Regulations Analysis Division (KAR), Washington, DC 20405;

(5) Provide GSA with a camera ready copy of the Standard and Optional Forms the agency promulgates or sponsors prior to implementation, at the address shown in paragraph (b)(4) of this section;

(6) Obtain promulgator's or sponsor's approval for all exceptions to Standard and Optional Forms prior to implementation;

(7) Annually review all Standard and Optional Forms which the agency promulgates or sponsors, including exceptions, for improvement, consolidation, or cancellation;

(8) When requested by GSA and OMB, submit a summary of the Standard and Optional Forms used for collection of information covered by 5 CFR part 1320;

(9) Request approval to overprint Standard and Optional Forms by contacting: General Services Administration, Supply Management Division (3FNI-CO), 1941 Jefferson Davis Highway, Crystal Mall Building 4, Washington, DC 20406 (See 41 CFR 101-26.302); and

(10) Coordinate all matters concerning health care related Standard Forms through the Interagency Committee on Medical Records (ICMR). For additional information on the ICMR contact: General Services Administration, Forms Management Branch (CARM), 18th and F Streets, NW., Washington, DC 20405.

Dated: May 17, 1995.

Fred L. Sims,

Assistant Commissioner for Information Technology Policy and Leadership.

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DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

49 CFR Part 571

[Docket No. 95-43, Notice 01]

RIN No. 2127-AF05

Federal Motor Vehicle Safety Standards; Tire Selection and Rims for Motor Vehicles Other Than Passenger Cars

AGENCY: National Highway Traffic Safety Administration (NHTSA), Department of Transportation (DOT).

ACTION: Request for comments.

SUMMARY: This notice solicits comments to assist NHTSA in determining whether to propose certain amendments to Federal Motor Vehicle Safety Standard (Standard) No. 120, Tire selection and rims for motor vehicles other than passenger cars.

This rulemaking action implements NHTSA's granting of a petition for rulemaking submitted by the Tire Retreading Institute (TRI). The petition suggested that paragraph S5.1.3 of

Standard No. 120 be amended to permit the installation of manufacturer-supplied retreaded tires on new trailers. As currently provided, used or retreaded tires may be installed on new trucks, buses, and trailers only if owned and provided by the vehicle purchaser. This notice solicits comments on that suggestion and, in addition, solicits comments on whether the standard should be further amended to permit manufacturers and/or distributors and dealers, in addition to the vehicle purchasers, to install used as well as retreaded tires on new trucks and buses as well as trailers.

DATES: Comment closing date:

Comments on this notice must be received on or before September 29, 1995.

ADDRESSES: Comments should refer to the docket and notice numbers above and be submitted to: Docket Section, National Highway Traffic Safety Administration, 400 Seventh Street, SW., Room 5109, Washington, DC 20590. Docket Room hours are from 9:30 a.m. to 4:30 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT: Ms. Terri Droneburg, Office of Vehicle Safety Standards, National Highway Traffic Safety Administration, 400 Seventh Street SW., Room 5307, Washington, DC 20590. Telephone (202) 366-6617.

SUPPLEMENTARY INFORMATION:

I. Background

Standard No. 120 requires that vehicles equipped with pneumatic tires for highway service be equipped with new tires that meet the requirements of either Standard No. 109, New pneumatic tires (49 CFR 571.109) or Standard 119, New pneumatic tires for vehicles other than passenger cars (49 CFR 571.119).¹ Paragraph S5.1.3 of Standard No. 120, however, provides that in place of tires that meet Standard No. 119, a truck, bus, or trailer may, at the request of the vehicle purchaser, be equipped at the place of manufacture of the vehicle with used or retreaded tires owned or leased by the vehicle purchaser. The sum of the maximum load ratings of the tires must meet the requirements of paragraph S5.1.2 of the standard, which requires that the sum of the maximum load ratings of the tires fitted to an axle be not less than the gross axle weight rating of the axle system. Also, only used tires originally

¹ Standard No. 120 also requires vehicles to be equipped with rims that are listed by tire manufacturers as suitable for use with their tires in accordance with Standard Nos. 109 and 119.